IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

WP(C).No. 33279 of 2007(J)

PETITIONER:

M/S. K.R. BAKES PRIVATE LIMITED,
CIVIL LANE ROAD, PALARIVATTOM, ERNAKULAM DISTRICT,
REPRESENTED BY ITS MANAGING DIRECTOR, SRI.A.BALAN.

BY ADV. SRI.N.MURALEEDHARAN NAIR
SRI.V.K.SHAMUSUDHEEN

RESPONDENTS:
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1. **SALES TAX OFFICER,**
   2ND CIRCLE, KALAMASSERY AT PALARIVATTOM,
   ERNAKULAM.

2. **DEPUTY COMMISSIONER (APPEALS),**
   COMMERCIAL TAXES, ERNAKULAM.

3. **INSPECTING ASSISTANT COMMISSIONER,**
   COMMERCIAL TAXES, ERNAKULAM.

BY GOVT. PLEADER, SRI. GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No. 33279 OF 2007 J
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Dated this the 13th November, 2007

J U D G M E N T

Aggrieved by Ext. P3 order of assessment, petitioner filed Ext. P4 appeal. Though an application for stay was also filed, orders were not passed. Referring to Ext. P9 counsel for the writ petitioner submits that the appeal itself stands posted to 20-11-2007 for final hearing and that it is at that stage revenue recovery proceedings have been initiated against the petitioner as per Ext. P10.

2. Now that the appeal itself has been posted to 20-11-2007 further proceedings pursuant to Ext. P10 shall be deferred awaiting orders on Ext. P4 appeal. Accordingly, I direct that the 2nd respondent shall dispose of Ext. P4 appeal now posted to 20-11-2007 as expeditiously as possible, at any rate within four weeks of receipt of a copy of this judgment. In the meanwhile further proceedings pursuant to Ext. P10 shall be kept in abeyance for six weeks.

3. Writ petition is disposed of as above.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC
JUDGE

jan/-